

Glaser Weil

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March 1, 2018

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VIA FEDEX

Regional Freedom of Information Officer
U.S. EPA, Region 9
75 Hawthorne Street (OPA-2)
San Francisco, CA 94105

Re: Freedom of Information Act Request, 5 U.S.C. § 552

Dear FOIA Officer:

In accordance with the provisions of the Freedom of Information Act, 5 U.S.C. § 552, Glaser Weil requests, on behalf of its client, Diamond X Ranch LLC ("Diamond X"), the records enumerated below in the possession of any department, division, bureau, district, region, office, commissioner, officer, or employee of the U.S. Environmental Protection Agency ("EPA").

Documents Requested:

1. All emails, letters, and other correspondence from November 8, 2016, to March 1, 2018, between, on the one hand, EPA and, on the other hand, representatives of BP plc ("BP"), BP America, Inc., BP Corporation North America, Inc., Atlantic Richfield Company ("ARCO"), and/or any other subsidiary or affiliate of BP or ARCO, relating to the Leviathan Mine superfund site.

We understand that there may be fees and costs associated with searching for and transmitting the records described herein. Diamond X agrees in advance to pay all such fees and costs so long as (a) such fees and costs are reasonably incurred, and (b) the total of such fees and costs does not exceed \$250. In the event that compliance with this request will require fees and costs in excess of \$250, please let me know before working on the request. Our preference is to receive any documents in electronic form, to the extent feasible.

I also request, in accordance with the requirements of FOIA, that any records or segments of records that are deemed to be exempt from FOIA be specifically described and correlated with a particular FOIA exemption. If you deny any part of this request, please cite each specific exemption that you think justifies the refusal

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to release the information. Please notify me of appeal procedures available to me under the law.

I look forward to your reply within 20 workdays (excluding Saturdays, Sundays, and legal holidays).

Thank you for your prompt consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Andriy R. Pazuniak', with a long horizontal flourish extending to the right.

ANDRIY R. PAZUNIAK
of GLASER WEIL FINK HOWARD AVCHEN & SHAPIRO LLP

ARP:ap